

ORDINANCE NO. R-2014-5 **AMENDED**

TAX CODE(S) 82-05-24-029-069.011-029, 82-05-24-029-069.012-029, 82-05-24-029-079.008-029,
82-05-24-029-079.010-029, 82-05-24-029-079.007-029, 82-05-24-029-079.005-029, 82-05-24-029-079.004-029,
82-05-24-029-079.003-029, 82-05-24-029-079.002-029, 82-05-24-029-079.001-029, 82-05-24-029-079.014-029,
82-05-24-029-069.001-029, 82-06-19-029-086.001-029, 82-06-19-029-086.007-029, 82-05-24-029-080.001-029,
82-06-19-029-070.001-029, 82-05-24-029-070.014-029, 82-05-24-029-070.013-029, 82-05-24-029-070.012-029,
82-05-24-029-070.011-029, 82-05-24-029-070.010-029, 82-05-24-029-070.009-029, 82-05-24-029-118.001-029.

AN ORDINANCE TO REZONE CERTAIN REAL ESTATE IN THE CITY OF EVANSVILLE, STATE OF INDIANA, MORE COMMONLY KNOWN AS

311, 313 & 400 N. Sixth Avenue
1321, 1330 & 1331 W. Michigan Street
1300-1314, 1316, 1318-1320, 1332, 1324-1326, & 1330 W. Virginia Street
307, 309, 311-313, 315, 317, 319, & 320 N. Fifth Avenue
322, 500, & 520 N. Fulton Avenue

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF EVANSVILLE, INDIANA, AS FOLLOWS, TO WIT:

Section 1: That Ordinance no. G-82-51, being the Municipal Code of the City of Evansville, Indiana, 1982, and more particularly Title XV, Chapter 153, by making certain changes in Atlas 1, which is made part of said section with respect to the following described real estate located in the City of Evansville, Vanderburgh County, State of Indiana:

See Attached Legal Description

by changing the zoning classification of the above-described real estate from C-4, R-2, M-1 to M-2, and said real estate is hereby so rezoned and reclassified.

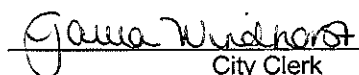
Section 2: The Director of the Area Plan Commission of Evansville and Vanderburgh County is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause the change to be made on said Atlas 1 as set out in Section 1 of this Ordinance, and to make notation in ink thereon of reference to the number of this ordinance and the date of final publication of the amendatory ordinance after its passage and approval; however, failing to do so shall not invalidate this Ordinance.

Section 3: This ordinance shall be in full force and effect from and after its passage by the Common Council, its approval by the Mayor, and its publication as required by law, which publication is now ordered.


Passed by the Common Council of Evansville, Indiana, on this 14 day of July, 2014.


John Friend, President


ATTEST:


City Clerk

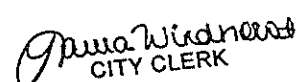
Presented to me, the undersigned, City Clerk of the City of Evansville, Indiana, to the Mayor of said City, the 15 day of July, 2014.


City Clerk

Having examined the foregoing Ordinance, I do now, as Mayor of the City of Evansville, Indiana, approve said Ordinance, and return same to the City Clerk this 16th day of July, 2014, at 2:30 o'clock


Mayor of the City of Evansville, Indiana

THIS INSTRUMENT PREPARED BY: Maria L. Bulkley, Esq.

FILED
MAY 02 2014

CITY CLERK

LEGAL DESCRIPTION

Lots one (1) through eighteen (18) of William H. Laws Subdivision of Block forty-eight (48) in Lamasco City, an addition to the city of Evansville, as per plat thereof, recorded in Plat Book "B", page 48 in the office of the Recorder of Vanderburgh County. Also all of the alleyways lying adjacent to and contiguous with said Lots heretofore vacated. Also the east 14.5 feet of N. Fifth Avenue lying adjacent to and contiguous with the west line of said Block forty-eight (48) heretofore vacated.

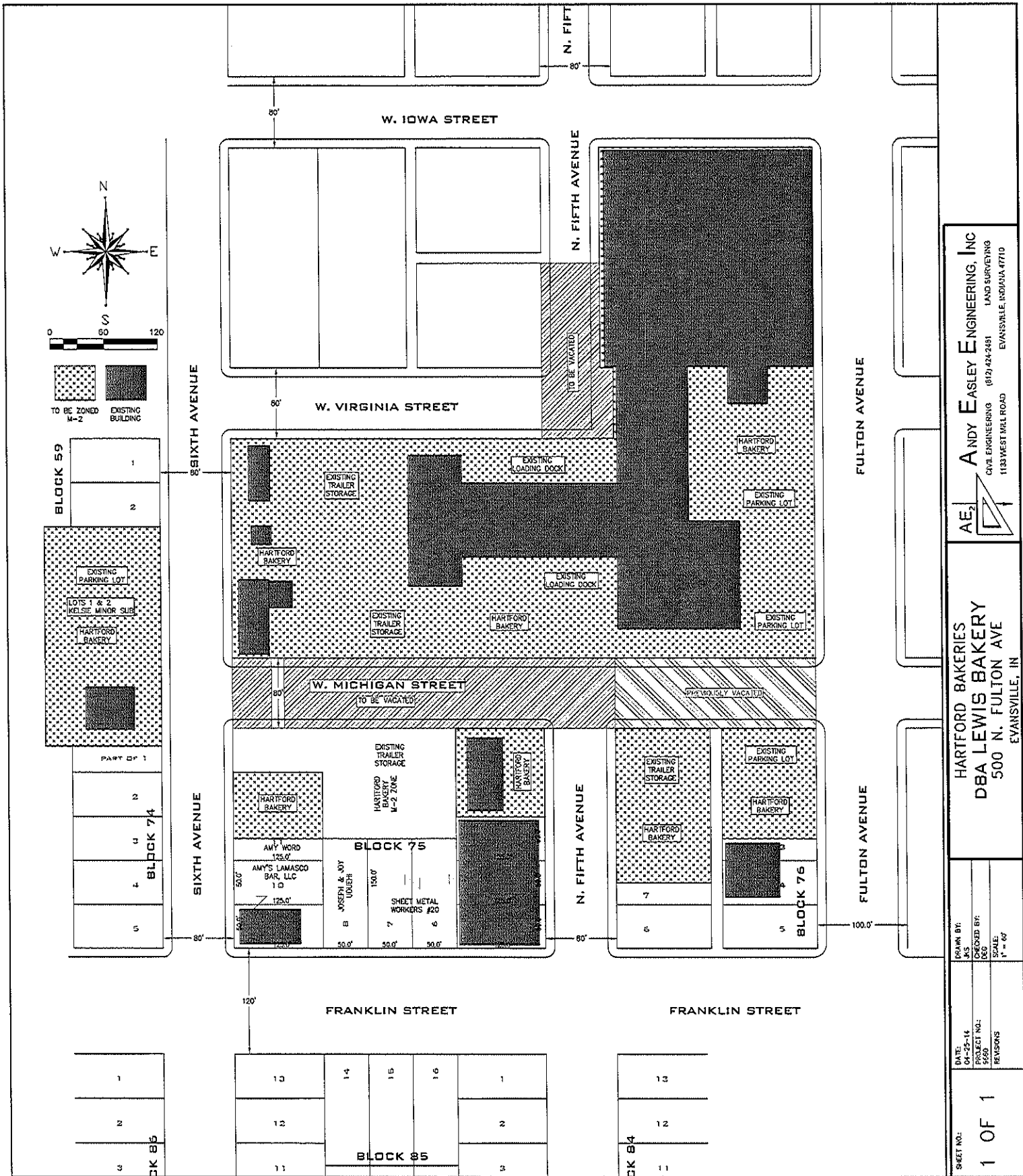
All of Block fifty-seven (57) in Lamasco, now a part of the City of Evansville, as per plat thereof, recorded in Deed Record "E", pages 372-374 and lastly re-transcribed of record in Plat Book "E" pages 34 and 35 in the office of the Recorder of Vanderburgh County, Indiana. Also, all of the alleyways lying within Block fifty-seven (57) heretofore vacated. Also, all that part of W. Virginia Street lying between Blocks fifty-seven (57) and forty-eight (48) heretofore vacated.

All of Lots one (1) through thirty-two (32) in Anthony Reis et als. Subdivision of Block fifty-eight (58) in Lamasco now a part of the City of Evansville, as per plat thereof, recorded in Plat Book "C", page 239 in the office of the Recorder of Vanderburgh County, Indiana. Also all of the alleyway lying within Block fifty-eight (58) heretofore vacated. Also all that part of vacated N. Fifth Avenue lying between Blocks fifty-seven (57) and fifty-eight (58) in Lamasco.

Lots one (1), two (2), eight (8), nine (9), ten (10), the North Half ($\frac{1}{2}$) of Lot three (3) and The North Half ($\frac{1}{2}$) of Seven (7) in Block seventy-six (76) in Lamasco, now a part of the City of Evansville as per plat thereof, recorded in Deed Record "E", pages 372-374 and transcribed of record in Plat Book "B", pages 6 and 7 in the office of the Recorder of Vanderburgh County, Indiana. Also all that part of vacated W. Michigan Street lying adjacent to and contiguous with Block fifty-seven (57) and Block seventy-six (76) in Lamasco.

Lots one (1), two (2), twelve (12), and the North Half of Lot eleven (11) in Block seventy-five (75) in Lamasco, now a part of the city of Evansville, as per plat thereof, recorded in Deed Record "E", pages 372, 373 and 374 and transcribed of record in Plat Book "B", pages 6 and 7, and re-transcribed of record in Plat Book "E" pages 60 and 61, all in the office of the Recorder of Vanderburgh County, Indiana.

Lots one (1) and two (2) of Kelsie Minor Subdivision, as per plat thereof, recorded in Plat Book "MS", Card 156 in the office of the Recorder of Vanderburgh County, Indiana.



SHEET NO:	DATE: 04-25-14	DRAWN BY: JKS	HARTFORD BAKERIES DBA LEWIS BAKERY 500 N. FULTON AVE EVANSVILLE, IN	AE ₂ ANDY EASLEY ENGINEERING, INC. CIVIL ENGINEERING (812) 424-2481 LAND SURVEYING 1133 WEST HILL ROAD EVANSVILLE, INDIANA 47710
	PROJECT NO: 100	DESIGNED BY: DKS		
1 OF 1				

AMENDED VERIFIED PETITION FOR REZONING

2014-5

-PC

ORDINANCE NO. R-

2014-5

COUNCIL DISTRICT: Al Lindsev

WARD 6

PETITIONER Hartford Bakery, Inc. and Lewis Brothers Bakeries, Inc. PHONE % (812) 423-3183

ADDRESS 500 N. Fulton Ave., Evansville, Indiana ZIP CODE 47710

OWNER OF RECORD Hartford Bakery, Inc. and Lewis Brothers Bakeries, Inc. PHONE % (812) 423-3183

ADDRESS c/o Maria L. Bulkley, Kahn, Dees, Donovan & Kahn, LLP, P.O. Box 3646, Evansville, IN ZIP CODE 47735-3646

1. Petition is hereby made for the amendment of the "Zoning Maps" of the Area Plan Commission of Evansville and Vanderburgh County, pursuant to the Indiana Code and the Municipal Code of Evansville.

2. Premises affected are on the W side of N. Fulton Ave. a distance of 0 feet S of the corner formed by the intersection of W. Iowa St. and N. Fulton Ave.

Registered Neighborhood Association (if applicable) Cedar Hall Association for Improvement of the Neighborhood, Inc. (CHAIN)
Westside Improvement Association, and Star Neighborhood.

LEGAL DESCRIPTION: See Attached

SUBDIVISION Lamasco

3. The commonly known address is See Attached List

4. The real estate is located in the Zone District designated as C-4, R-2, M-1

5. The requested change is to (Zone District) M-2

6. Present existing land use is Existing Bakery Campus with mixed zonings and functions related to bakery

7. The proposed land use is Bakery and functions related to bakery

8. Utilities provided: (check all that apply)

City Water X Electric X Gas X Storm Sewer X

Sewer: Private Public X Septic

9. All attachments are adopted by reference.

10. The owner, or attorney for the owner, hereby certifies that the owner of record shown above owns 50% or more of the area of the above described real estate. I affirm under the penalties for perjury that the foregoing representations are true.

(REQUIRED) Signatures:

DATE 5/1/14 PETITIONER Maria L. Bulkley for Petitioner
(when signed) PRINTED NAME Hartford Bakery, Inc. and Lewis Brothers Bakeries, Inc.
by Jeffrey Sankovitch, VP of Finance

DATE 5/1/14 OWNER OF RECORD Maria L. Bulkley for Owner
(when signed) PRINTED NAME Hartford Bakery, Inc. and Lewis Brothers Bakeries, Inc.
by Jeffrey Sankovitch, VP of Finance

REPRESENTATIVE FOR PETITIONER
(Optional)

NAME Maria L. Bulkley, Esq.

ADDRESS/ZIP Kahn, Dees, Donovan & Kahn, LLP, P.O. Box 3646, Evansville, Indiana 47735-3646

PHONE (812) 423-3183

FILED

MAY 02 2014

Jana Winkler
CITY CLERK



ANDY EASLEY ENGINEERING, INC.

1133 WEST MILL ROAD, SUITE 205
EVANSVILLE, INDIANA 47710

TELEPHONE (812) 424-2481
FACSIMILE (812) 425-3463

www.easleyengineering.com

CIVIL ENGINEERS
LAND SURVEYORS

CLIENT: Hartford Bakery, Inc.

PROPERTY: 500 N. Fulton Ave.

PARCEL: Re-zoning to M2

RE-ZONING DESCRIPTION

Lots one (1) through eighteen (18) of William H. Laws Subdivision of Block forty-eight (48) in Lamasco City, an addition to the city of Evansville, as per plat thereof, recorded in Plat Book "B", page 48 in the office of the Recorder of Vanderburgh County. Also all of the alleyways lying adjacent to and contiguous with said Lots heretofore vacated. Also the east 14.5 feet of N. Fifth Avenue lying adjacent to and contiguous with the west line of said Block forty-eight (48) heretofore vacated.

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Lots one (1) and two (2) of Kelsie Minor Subdivision, as per plat thereof, recorded in Plat Book "MS", Card 156 in the office of the Recorder of Vanderburgh County, Indiana




DONALD E. GRIES, RLS
INDIANA REG. NO. LS29900003

Original Rezoning

- | | |
|-----------------------------|-------------------|
| 1. 82-05-24-029-069.011-029 | 311 N. Sixth Ave. |
| 2. 82-05-24-029-069.012-029 | 313 N. Sixth Ave. |

Amended Rezoning

- | | |
|------------------------------|---------------------------|
| 1. 82-05-24-029-079.008-029 | 1331 W. Michigan St. |
| 2. 82-05-24-029-079.010-029 | 1321 W. Michigan St. |
| 3. 82-05-24-029-079.007-029 | 1330 W. Virginia St. |
| 4. 82-05-24-029-079.005-029 | 1324-1326 W. Virginia St. |
| 5. 82-05-24-029-079.004-029 | 1332 W. Virginia St. |
| 6. 82-05-24-029-079.003-029 | 1318-1320 W. Virginia St. |
| 7. 82-05-24-029-079.002-029 | 1316 W. Virginia St. |
| 8. 82-05-24-029-079.001-029 | 1314 W. Virginia St. |
| 9. 82-05-24-029-079.014-029 | 1300-1314 W. Virginia St. |
| 10. 82-05-24-029-069.001-029 | 320 N. Fifth Ave. |
| 11. 82-06-19-029-086.001-029 | 520 N. Fulton Ave. |
| 12. 82-06-19-029-086.007-029 | 500 N. Fulton Ave. |
| 13. 82-05-24-029-080.001-029 | N. Fulton Ave. |
| 14. 82-06-19-029-070.001-029 | 322 N. Fulton Ave. |
| 15. 82-05-24-029-070.014-029 | 319 N. Fifth Ave. |
| 16. 82-05-24-029-070.013-029 | 317 N. Fifth Ave. |
| 17. 82-05-24-029-070.012-029 | 315 N. Fifth Ave. |
| 18. 82-05-24-029-070.011-029 | 311-313 N. Fifth Ave. |
| 19. 82-05-24-029-070.010-029 | 309 N. Fifth Ave. |
| 20. 82-05-24-029-070.009-029 | 307 N. Fifth Ave. |
| 21. 82-05-24-029-118.001-029 | 400 N. Sixth Ave. |

